

FILED

UNITED STATES DISTRICT COURT

for the

Northern District of Mississippi

JAN 06 2009

DAVID C. GREGORY, CLERK
By *J. Adams*
Deputy

United States of America)	
)	
v.)	Case No. 1:03CR00034-M
)	USM No. 11762-042
Curtis E. Moore)	
)	
Date of Previous Judgment: April 1, 2004 (Use Date of Last Amended Judgment if Applicable))	Defendant's Attorney: Federal Public Defender N.D.

Order Regarding Motion for Sentence Reduction Pursuant to 18 U.S.C. § 3582(c)(2)

Upon agreed motion of (X) the defendant, (X) the U.S. Attorney, () the Director of the Bureau of Prisons, () the court, under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion,

IT IS ORDERED that the motion is:

() DENIED (X) GRANTED and the defendant's previously imposed sentence of imprisonment (as reflected in the last judgment issued) of 151 months is reduced to 121 months,

I. COURT DETERMINATION OF GUIDELINE RANGE (Prior to Any Departures)

Previous Offense Level: 34

Amended Offense Level: 32

Criminal History Category: I

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Previous Guideline Range: 151-188 months

Amended Guideline Range: 121-151 months

II. SENTENCE RELATIVE TO AMENDED GUIDELINE RANGE (Prior to any departures)

(X) The reduced sentence is within the amended guideline range.

() The previous term of imprisonment imposed was less than the guideline range applicable to the defendant at the time of sentencing as a result of a departure or Rule 35 reduction, and the reduced sentence is comparably less than the amended guideline range.

() Other (explain):

III. ADDITIONAL COMMENTS: This order becomes effective on the date(s) listed below. If the sentence imposed is less than the term already served, the sentence is reduced to a "time served" sentence.

Except as provided above, all provisions of the judgment dated April 1, 2004 shall remain in effect.

IT IS SO ORDERED.

Order Date: 29 December 2008



U.S. District Court Judge

Effective Date: _____
(if different from order date)